

BAER, J.

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - -X
FAUSTO B. OVALLES :
 :
Plaintiff, :
 :
- v. - :
 :
MICHAEL J. ASTRUE, :
Commissioner of :
Social Security, :
 :
Defendant. :
 :
- - - - -X

ORDER & JUDGMENT
99 Civ. 11168 (HB)

WHEREAS, this action was remanded to the
Commissioner of Social Security (the "Commissioner") for
further administrative proceedings on May 23, 2000, and

WHEREAS, on June 16, 2004, the Commissioner
issued a favorable decision (copy attached) on plaintiff's
application for benefits;

IT IS HEREBY ORDERED that this action is
dismissed with prejudice and without costs to either party.
The Clerk is directed to enter judgment.

Dated: New York, New York

September 23, 2009


United States District Judge

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THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON _____